

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
NOVEMBER 15, 1961

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 p.m. of Wednesday, November 15, 1961. Councilmen Brown, Katzakian, Mitchell, Ullmann and Culbertson (Mayor) present; none absent.

Also present: City Manager Graves, Admin. Asst. Carlton, Planning Director Rodgers and City Attorney Mullen.

MINUTES Minutes of November 1, 1961 were approved as written and mailed on motion of Councilman Katzakian, Brown second.

PUBLIC HEARINGS

ANNEX
CHEATHAM ADDN Notice thereof having been published in accordance with law, Mayor Culbertson called for public hearing on the proposed annexation of the Cheatham Addition. There were no protests, written or oral.
ORD. NO. 710
INTRODUCED The recommendation of the Planning Commission favoring the annexation was read. On motion of Councilman Brown, Ullmann second, the City Council by unanimous vote introduced Ordinance No. 710, annexing the Cheatham Addition to the City of Lodi, by reading of title only and waiving reading of the ordinance in full.

EASEMENT
ABANDONED FOR
ST. PAUL'S
LUTH. CHURCH Notice thereof having been published in accordance with law, the Mayor called for public hearing on the intention to abandon a 10-foot easement extending through Lot 6, Barbour-Beckman Tract No. 2. This property belongs to the St. Paul's American Lutheran Church which wishes the easement to be abandoned so that the Church can enlarge its buildings. The Church has offered another easement for utilities and has agreed to pay all expenses of the abandonment proceedings and the cost of relocating the water main which is in the easement to be abandoned. The Planning Commission has recommended the abandonment subject to the acceptance of an alternate easement for services to the property and to payment by the Church of all expenses in connection with the abandonment and relocation of the utilities. On motion of Councilman Mitchell, Katzakian second, the City Council accepted the agreement of the Church to pay the costs and to provide an alternate easement and adopted Resolution No. 2489 abandoning the easement in Lot 6, Barbour-Beckman Tract No. 2.
RES. NO. 2489
ADOPTED

REZONING
NW COR FAIRMONT
AND CARDINAL
TO R-3 Notice thereof having been published in accordance with law, the Mayor called for public hearing on the proposal to rezone from the R-2 one family residential zone to the R-3 limited multiple family residential zone the property located at the northwest corner of Fairmont Avenue and Cardinal Street. There were no protests, written or oral.
ORD. NO. 711
INTRODUCED The City Manager read the recommendation of the Planning Commission for the rezoning. On motion of Councilman Katzakian, Brown second, the City Council by unanimous vote introduced Ordinance No. 711 rezoning the northwest corner of Fairmont Avenue and Cardinal Street to R-3, by reading of title only and waiving reading of the ordinance in full.

Minutes of November 15, 1961 continued

REZONING
600 BLK
FAIRMONT

ORD. NO. 712
INTRODUCED

Notice thereof having been published in accordance with law, Mayor Culbertson called for public hearing on the proposal to rezone from R-3 limited multiple family residential zone to C-P commercial-professional office zone the property located along the east side of South Fairmont Avenue in the 600 block immediately north of Tokay Street. There were no protests, written or oral. City Manager Graves read the report of the Planning Commission for the rezoning. On motion of Councilman Brown, Katzakian second, the City Council by unanimous vote introduced Ordinance No. 712 rezoning the east side of Fairmont Avenue in the 600 block to C-P, by reading of title only and waiving reading of the ordinance in full.

LAUREL AVE
S OF TURNER

Mayor Culbertson then called for continuance from the meeting of November 1 of the hearing on the proposal to change the name of Laurel Avenue south of Turner Road to "Mason Street." City Manager Graves reported that if the name were to be changed, the Engineering Department felt that the best solution to the numbering problem was to have the block in question designated as the 1100 block of Mason Street. This was not an ideal solution since other blocks south of Turner Road were numbered 900, but the Engineering Department felt that changing the name and number was preferable to the present situation. Mayor Culbertson presented a petition signed by property owners in the 1000 block of Mason Street requesting that the street name be changed because it is normal for a street on either side of an intersection (Lake Home Drive) to have the same name and because of the difficulty in finding Mason Street when entering town from Turner Road. Mrs. James Haley, 906 Laurel Avenue, owner of the sole residence facing on the block in question, stated that her reasons for being against the change were the same as those she gave (inconvenience of change in address and liked name "Laurel" better) at the previous hearing. Councilman Brown stated that since only one house was affected there should not be too much inconvenience in changing one address, and moved that Resolution No. 2490 changing the name of Laurel Avenue south of Turner Road to "Mason Street" be adopted. The motion was seconded by Councilman Ullmann. Councilman Katzakian mentioned that at its previous meeting the Council had not changed the name of Edgewood Drive which was a situation similar to this one. Councilman Mitchell felt that the jog in Laurel Avenue did not make any difference and that the name should not be changed. Councilman Katzakian did not approve changing the number of the block as block numbers are indicated on the street signs and having one block south of Turner in the 1100 block while the others are in the 900 block would be confusing. He said he had been in favor of the change until he became aware of the numbering problem. Mayor Culbertson felt that changing the name was not the real solution. The motion failed to pass by the following vote:

Ayes: Councilmen - Brown and Ullmann

Noes: Councilmen - Katzakian, Mitchell and Culbertson

Minutes of November 15, 1961 continued

PLANNING COMMISSION

DAISY AVE SPELLING

The Planning Commission recommended that the correct spelling of Daisy Avenue be established as "Daisy" since it is being spelled as either "Daisy" or "Daisey", depending on the subdivision. On motion of Councilman Katzakian, Brown second, the matter was set for public hearing on December 6, 1961.

REZONING SON-RAY PARK SUBD. AND PARK SITE

The Planning Commission recommended that a change of zoning be made from the R-1 one family residential zone and the R-4 multiple family residential zone to the R-2 one family residential zone for the east 446.5 feet of the Son-Ray Park Subdivision and the north 539 feet of the Sewage Treatment Plant property. The Planning Commission feels that the correct designation of the Son-Ray Park Subdivision is the R-2 residential zone and the same should also apply to the proposed park area immediately south of the subdivision. The proposed change was set for public hearing on December 6, 1961 on motion of Councilman Brown, Mitchell second.

The Planning Commission took the following actions at its meeting of November 13, 1961:

1. Re-approved the tentative map of the Glenhurst Place Subdivision.
2. Denied the request of Mr. R.P. Barbour for a change of zoning from the R-3 limited multiple family residential zone to the C-P commercial professional office zone for property along the south side of Chestnut Street between School Street and Church Street.
3. Denied the request of Mr. Rudy E. Lux for a variance to eliminate the required yard separation between a residence and a detached garage.

COMMUNICATIONS

PETITION FOR MID-BLOCK CROSSWALK

A petition was received from merchants on School Street between Oak and Walnut Streets requesting establishment of a crosswalk on School Street between Oak and Walnut. The merchants contend that the jaywalkers in this area create a serious traffic hazard and that a clearly defined crosswalk with proper signs posted would alleviate this condition. Petitions signed by approximately 750 customers supporting the merchants were also presented. Mayor Culbertson asked if anyone in the audience wished to add any arguments in favor of the crosswalk, but there was no response. Mr. Loren Powell, Secretary-Manager of the San Joaquin County Safety Council, spoke against the petition in behalf of the Lodi District Safety Council, stating that such a crosswalk would increase accidents. He cited studies made by the Institute of Traffic Engineers, the National Safety Council, the Los Angeles Police Department, and the President's Committee for Traffic Safety to uphold his statement. He then read a letter from the Lodi District Safety Council suggesting that the petitioners meet with the Safety Council and the

Minutes of November 15, 1961 continued

City departments responsible for traffic in an effort to reach a solution of the problem. Police Chief Coon stated that painting the crosswalk would not eliminate the danger, but would put the responsibility on the motorist instead of the pedestrian. He said that when signal lights were placed at the School-Walnut intersection, pedestrians crossing mid-block could be cited for jaywalking under the Motor Vehicle Code. He said that this block was the same length as other blocks along the street as far north as Lockeford Street and granting the request would compound the problem. He said that installation of "walk" and "don't walk" signals at intersections should be considered. Members of the Council were in agreement that installation of a crosswalk in the middle of the block did not appear to be satisfactory solution to the problem, but on motion of Councilman Katzakian, Brown second, tabled the request of the merchants and referred the problem to the petitioners and the local Safety Council for possible solution.

BETHEL CHURCH RE TREES A letter was received from the Bethel Open Bible Church concerning the nuisance caused by sap dripping from trees in the parkway in front of the church at the southwest corner of Locust and Church Streets. The Church would like to have the trees removed. On motion of Councilman Brown, Mitchell second, the matter was referred to the City Manager for investigation and report.

MOSQUITO ABATEMENT TRUSTEE A communication was read from the Northern San Joaquin County Mosquito Abatement District notifying the Council that the term of Robert Fuller as a trustee for the District would expire on December 31, 1961, and that Mr. Fuller was willing to serve another term.

ABC LICENSE A notice of application for transfer of Alcoholic Beverage License, On Sale Beer, for Lucille and Philip Binder, Royal Cafe, 117 North Sacramento Street, was read.

SAFETY CONTEST A communication was received from the League of California Cities containing the results of the State-wide 1960-61 Employee Safety Contest in which Lodi placed 21 out of 39 cities in its group.

J. KIRSTEN A letter from Jerald Kirsten was read asking that the Council accept his resignation from the Library Board of Trustees to be effective December 31, 1961. Action on the request was postponed pending consultation with Mr. Kirsten.

THANKS A letter was read from Rev. John Raymond of St. John's Episcopal Church commending the Police Department for its efficiency in recovering articles which had been stolen from the Church office.

REPORTS OF THE CITY MANAGER

CLAIMS Claims in the amount of \$112,893.58 were approved on motion of Councilman Katzakian, Mitchell second.

Minutes of November 15, 1961 continued

LOADING ZONE
FOR DAY CARE
CENTER

RES. NO. 2490
ADOPTED

City Manager Graves read a recommendation from the Department of Public Works that a 40-foot passenger loading zone be established on the south side of Lodi Avenue at the east end of Maple Square as requested by the Lodi Child Care Center in order to lessen traffic hazards caused by parents picking up their children at the Center. Such a loading zone will necessitate the removal of two parking stalls, but will result in less traffic congestion on Lodi Avenue. On motion of Councilman Katzakian, Brown second, the City Council adopted Resolution No. 2490 establishing the loading zone as requested.

WILLOW GLEN #2
EASEMENT
VACATED

The City Manager presented a request for abandonment of a portion of an easement in Willow Glen Unit No. 2 since the City has no present or prospective future public need for this portion of easement. On motion of Councilman Mitchell, Brown second, the Council adopted an Order Vacating Portion of Easement in Willow Glen Unit No. 2.

WITHDRAW
NATHAN ADDN
FROM WRCFPD
RES. NO. 2491
ADOPTED

The annexation of the Nathan Addition to the City of Lodi having been completed, Councilman Katzakian moved the adoption of Resolution No. 2491 withdrawing the Nathan Addition from the Woodbridge Rural County Fire Protection District. The motion was seconded by Councilman Brown and carried.

WITHDRAW
LOBAUGH ADDN
FROM WRCFPD
RES. NO. 2492
ADOPTED

The annexation of the Lobaugh Addition to the City of Lodi having been completed, Councilman Mitchell, Brown second, moved the adoption of Resolution No. 2492 withdrawing the Lobaugh Addition from the Woodbridge Rural County Fire Protection District. Motion carried.

AWARD
S. CRESCENT
ST. LIGHTS

City Manager Graves presented the following list of bids which had been received on the South Crescent Street Lighting District:

RES. NO. 2493 ADOPTED	Electric Equipment Company	\$4,291.00
	Collins Electric Company	4,851.00
	Ferrero Electric Inc.	8,695.00
	Landson Electric Company	8,894.00
	R. Flatland	7,330.00
	Steiny and Mitchel, Inc.	7,000.00

The City Manager recommended that award be made to the low bidder. On motion of Councilman Katzakian, Brown second, the City Council adopted Resolution No. 2493 awarding the contract for installation of street lights in the South Crescent Street Lighting District to Electric Equipment Company for a total of \$4,291.

S. CRESCENT
ASSESSM'T DIA.
RES. NO. 2494
ADOPTED

The Assessment Diagram for the South Crescent Street Lighting District was approved by the adoption of Resolution No. 2494 on motion of Councilman Brown, Ullmann second.

WELL & PUMP
AT SANITARY
LANDFILL

The City Manager stated that the well which is needed for fire protection at the Sanitary Landfill has run dry and should be deepened. The pump needs to be extended to reach lower water levels and also needs to be repaired. The total cost for doing this work on the well and the pump

is estimated at \$900. On motion of Councilman Katzakian, Mitchell second, the Council approved deepening the well and extending and repairing the pump at the Sanitary Landfill at an approximate cost of \$900.

AWARD Mr. Graves reported that E.C. Cooley Company had
DISPOSAL PLANT submitted a bid on a blower with a single speed
BLOWER motor for the Sewage Disposal Plant. This unit
would cost \$9,314 in comparison to the Company's
RES. NO. 2495 prior bid of \$9,846 for a blower with a two speed
ADOPTED motor. Mr. Carlton Yoder, the City's sanitary
engineering consultant, considers the single speed
motor sufficient for Lodi's disposal plant require-
ments. Councilman Brown moved the adoption of
Resolution No. 2495 awarding the contract for the
blower to E.C. Cooley Company for \$9,314. Motion
seconded by Councilman Ullmann and carried.

ORDINANCES

AMEND CODE ORDINANCE NO. 709, entitled "AN ORDINANCE TO AMEND
RE SALE TAX SECTIONS 23-3, 23-5 AND 23-6 OF THE CODE OF THE
CITY OF LODI RELATING TO SALES AND USE TAX," having
ORD. NO. 709 been introduced at the regular meeting of Novem-
ber 1, 1961, was brought up for passage on motion
ADOPTED of Councilman Katzakian, Mitchell second. Second
reading was omitted after reading by title, and
was then passed, adopted and ordered to print by
the following vote:

AYES: Councilmen - BROWN, KATZAKIAN, MITCHELL,
ULLMANN and CULBERTSON

NOES: Councilmen - NONE

ABSENT: Councilmen - NONE

FALLOUT Mayor Culbertson stated that he had been contacted
SHELTERS regarding City regulations on fallout shelters.
City Manager Graves said he would have a proposed
ordinance on fallout shelters ready for the next
Council meeting.

CAPITAL OUTLAY PROGRAM

City Manager Graves, having presented members of
the Council with tabulations of projects for the
City's Ten-Year Capital Outlay Program, reviewed
the various projects, their costs, and timing of
construction. He presented maps of the water and
sewer construction programs and pointed
out modifications that have been made in the master
sewer main plan. The projects, their priority,
and the urgency of getting the program under way
was discussed. The City Manager said that Stone
and Youngberg, the City's financial consultants,
had indicated their report would be ready by the
first Council meeting in January if they were given
the Capital Outlay Program for study at this time.
Councilman Katzakian moved that the Capital Outlay
Program as presented be submitted to Stone and
Youngberg for study and report. The motion was
seconded by Councilman Mitchell and carried. Mayor
Culbertson commended the City Manager and the de-
partment heads for the work they had done in pre-
paration of the Program.

The Council then adjourned.

ATTEST: *Beatrice Garibaldi*
BEATRICE GARIBALDI
City Clerk